

REMARKS

Status of the Claims

- Claims 124, and 126-136 are pending in the Application.
- Claims 121, 124, and 126-135 stand rejected by the Examiner.
- Claims 124, and 126-136 are currently amended.
- Claim 136 is newly added.

Telephone Interview

Applicant's representative thanks the Examiner for granting a telephone interview on 11/13/07. During that interview, the parties discussed the pending claims and aspects of the application. Although no agreement was reached on any one claim, the Examiner graciously agreed to reconsider the pending claims in light of any amendments provided in this response.

Claim Objection

Claim 130 is objected to. Claim 130 is amended to include the definite article "the" to refer to the digital content package. Applicant respectfully submits that the amendment overcomes the objection.

Claim Rejections Pursuant to 35 U.S.C. §103

Claims 121, 124, and 126-135 stand rejected under 35 U.S.C. §103(a) as unpatentable over US. Patent No. 5,765,152 to Erickson. Applicants respectfully traverse the rejection.

Applicant cancels Claim 121 and adds new Claim 136. Dependent Claims 124, and 126-135 are amended to refer to independent Claim 136. New independent Claim 136 is directed towards a method for implementing digital rights management to enforce rights in digital content, the digital content located in a digital content package. The new method claim finds support throughout the specification, for example, support may be found in Figures 5A and 5B and the associated text.

The Office Action dated 6/20/2007 on pages 3-4 indicates that the claims are rejected based on the disclosure in Erickson of six data fields. Applicant respectfully traverses the rejection. As noted above, Applicant canceled Claim 121 but has added method Claim 136. Applicant respectfully submits that Erickson fails to disclose all of the elements of new independent Claim 136. For example, Erickson fails to disclose a method step of invoking, by the rendering application, a Digital Rights Management (DRM) system upon the rendering application attempting to render the digital content of the digital package wherein the DRM system employs a trusted black box to perform decryption and encryption functions. Also, Erickson fails to disclose requesting from a license server a digital license that corresponds to and is separate from the digital content and issuing the digital license to the DRM system only if the license server trusts the DRM system to abide by the license.

Since Erickson fails to teach or suggest all elements of independent Claim 136 as recited and discussed above, then Erickson cannot render obvious independent Claim 136 and its respective dependent claims because all elements of independent Claim 136 are not taught or suggested in Erickson (See MPEP §2143.03). Applicant thus respectfully requests reconsideration and withdrawal of the § 103 rejection of all pending claims because they are patentably distinct over Erickson.

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PATENT

Conclusion

In view of the above amendments and remarks, Applicant submits that the present application is in a condition for allowance upon entry of the amendments herein. Applicant earnestly solicits a Notice of Allowance for all pending claims.

Respectfully submitted,

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